

CIVIL DOCKET  
UNITED STATES DISTRICT COURT

DAUGHERTY  
Jury demand date:

71-C-362

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS					
SUN PHOTO COLOR, INC.  vs  2  <del>GROWN DRUG CENTERS, INC., formerly</del> <del>GROWN DRUG COMPANY, INC., dismissed on 6/16/72</del> ✓OKLAHOMA PHOTO SUPPLY, INC., ✓NATIONAL PHOTO CORPORATION, and ✓EXEL PHOTO COMPANY		<b>For plaintiff:</b> BOYD & PARKS John W. Moody 217 West Fifth Street Tulsa, Oklahoma 74103 (582-2244)  <b>For defendant:</b> Thomas G. Marsh DYER, POWERS & MARSH Suite 1501 - 4th National Bk Bldg. Tulsa, Oklahoma 74119 (587-0141)  Darwin E. Johnson 1111 City Nat'l Bank Bldg. K.C., Missouri 64106 (816) 221-3443  Stan Doyle 1843 E. 15th St., Tulsa, Oklahoma					
STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.	
J.S. 5 mailed 11-1-71	Clerk		10-12-71	Moody	15 00		
			10-13-71	CD 18		15.00	
J.S. 6 mailed 8-1-72	Marshal						
Basis of Action: Violation of Sherman Act and Clayton Act.	Docket fee						
	Witness fees						
Action arose at:	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-12-71	Complaint filed. Summons issued. r	
11-2-71	Summons, returned & filed: served Exel Photo Co. by serving Louis Merciez, Mgr., 10-13-71; served Crown Drug Centers, Inc., and National Photo Corp. 10-15-71; served Oklahoma Photo Supply, Inc. 10-20-71. (USM \$20.52)g	
11-2-71	Answer of National Photo Corporation, Oklahoma Photo Supply, Inc., and Exel Photo Company, Defendants, filed. v	
11-12-71	Letter dated 11-10-71 from Deft. (Thomas G. Marsh, atty) to J. D. request additional time for Crown Drug Centers to Answer, filed.	
11-12-71	Stipulation and Order filed, that Deft. Crown Drug Centers shall have an additional 30 days from 11-2-71 to file its Answer, or otherwise plead. Filed. (FD-J)r (Copies mailed to attys)	
12-14-71	Letter dated 12-10-71 from Thomas G. Marsh (deft) to J. D. regarding a Chapter XI pending in K.C., Mo., filed. r	
12-14-71	Application for extension of time to answer, filed by Crown Drug Centers Inc., filed. r (copies mailed to attys)	
12-14-71	Order filed, extending time to plead or answer of Crown Drug Centers to January 10, 1972, filed. (FD-J)r (copies mailed to attys)	
1-25-72	Defts' Application for extension of time to answer, filed. r	
1-25-72	Order extending time for Defts to Answer (Crown Drug Centers, Inc., formerly Crown Drug Company, Inc. until March 1, 1972, filed. (FD-J)r (copies mailed to all attys.)	
2-4-72	Notice to Take Oral Deposition, of BOB BOLLES, in Tulsa, Okla., on 2-9-72 at 2:00 P.M., by the Deft., National Photo Corp., filed. v	
2-4-72	Notice to Take Oral Deposition at 2:00 P.M. on 2-9-72 in Tulsa, Okla., by the Deft. Ntl. Photo Corp., of a MR. CARL WIEDE and DON ANDERSON, filed. v	
2-7-72	Return of service of deposition subpoena, filed. Served Carl Wiedemann and Don Anderson at Tulsa, Okla. on 2/4/72. (fee of \$42 pd. by def. Natl. Photo) rm	
2-7-72	Return of service of deposition subpoena, filed. Served Bob Bolles at Tulsa, Okla. on 2/4/72. (Fee of \$21 pd. by def. Natl. Photo). rm	
3-13-72	Defts' Appl. for extension of time to answer, filed. r	
3-13-72	Order extending time for the Deft. Crown Drug Centers, Inc. shall be required to plead or answer to April 1, 1972. filed. (FD-J)r Copies mailed to all attys.	
3-14-72	Deposition of Bob Bolles, for defendant National Photo Corp. before Millie Ballard, LSR, filed. Taken on 2-14-72. ds	
3-14-72	Deposition of Don A. Anderson on behalf of defendant National Photo Corp. before Millie Ballard, LSR on 2-11-72, filed. ds	
3-30-72	Case set for Pre-Trial Hearing on Wednesday, 4/19/72, at 11:15 a.m. (FD-J)rm	
4-11-72	Notice to Take Oral Depositions of R. W. Nichols at 10:00 A.M. on 4-25-72 in Minneapolis, Minn., filed. v	
4-14-72	Deft (Crown Drugs) Motion to Dismiss, filed. r <i>Judge has copy</i>	
4-14-72	Defts' Suggestions in support of Crown Drug Co's Motion to Dismiss, filed. r <i>Deft has copy</i>	
4-14-72	copy of letter dated 4-13-72 from J. D. to John Moody (Pltf), stating that Pltf respond to Motion to Dismiss of defts within 15 days (4-29-72). If Motion is opposed, it is ordered that Response be supported by a brief. If Motion is not opposed a brief is not required. Filed. r	
4-14-72	MINUTE ORDER: Ordered that case be stricken from P-T hearing of 4-19-72, upon filing of the Motion to Dismiss. (FD-J)r (atts notified)	
4-28-72	Reply of Pltf. Sun Photo Color, Inc. to Motion to Dismiss of Crown Drug Company, filed. r <i>mailed 4/28/72</i>	
5-16-72	Letter dated 5-5-72 from deft (Atty Johnson) to J. D. re; Bky of Crown Drug Co., filed. r <i>mailed</i>	

(Contd.)

D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Noted
5-30-72	Stipulation between pltf. and defs., Okla. Photo Supply, Natl. Photo Corp. and Exel Photo, filed. rm <i>mailed</i>	
5-30-72	Stipulation for dismissal with prejudice between pltf. and def., Crown Drug Centers, Inc., filed. rm <i>mailed</i>	
6-2-72	Deposition of Rollin W. Nichols taken in the matter, filed. r	
6-16-72	Order of Dismissal with prejudice of Crown Drug Centerd, Inc., formerly Crown Drug Co., Inc., filed and entered. (FD-J)r (Copies mailed)	
6-20-72	Case set for Pre-Trial on Thurs., July 13, 1972 @11:15 A.M. (FD-J)r	
7-13-72	Pre-Trial held. Statments made. Parties rep. Pltf's oral demand for Jury Trial is granted. Pltf to prepare Pre-Trial Order. Case to be set on <u>Jury Assignment</u> . Pltf given 10 days to decide whether or not to file Mot. to Dismiss. Counsel to exchange witness list by 8-1. (FD-J)r	
1	7-25-72 Motion to Dismiss <del>w</del> withoutt prejudice of Pltf., filed. r <i>copy of Order to Judge</i>	
7-25-72	Brief of Pltf., Sun Photo Color, Inc. in support of Motion, filed. r	
7-27-72	Order of Dismissal without prejudice, filed and entered. (FD-J)r -Copies mailed-	

DATE	PROCEEDINGS	Date Order or Judgment Noted